

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LASHAWNNA AIKENS,)
Plaintiff,) Civil Action No. 19-171
v.) Judge Cathy Bissoon
SECOND EAST HILLS LP,) Chief Magistrate Judge
Defendant.) Cynthia Reed Eddy
)

MEMORANDUM ORDER

This case has been referred to United States Chief Magistrate Judge Cynthia Reed Eddy for pretrial proceedings in accordance with the Magistrates Act, 28 U.S.C. §§ 636(b)(1)(A) and (B), and Local Rule of Civil Procedure 72.

On March 1, 2019, the Magistrate Judge issued a Report and Recommendation (the “Report,” Doc. 2) recommending that Plaintiff’s Motion for Leave to Proceed *in Forma Pauperis* (Doc. 1) be granted and that this action be dismissed with prejudice for lack of subject matter jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1), as amendment would be futile. Objections to the Report were due on March 20, 2019, and no objections have been filed.

The Court has conducted a *de novo* review of the pleadings and documents in this case, together with the Report. As there are no objections to the Report and as the Court agrees with the analysis and conclusions in the Report, the Court will adopt the Report as the opinion of the District Court and dismiss this action with prejudice for lack of subject matter jurisdiction.

* * *

Accordingly, IT IS ORDERED that:

The Report and Recommendation (Doc. 2) is ADOPTED as the Opinion of the Court.

Plaintiff's Motion for Leave to Proceed *in Forma Pauperis* (Doc. 1) is GRANTED, and the Complaint attached to that Motion (Doc. 1-3) is deemed filed.

IT IS FURTHER ORDERED that this action is DISMISSED with prejudice for lack of subject matter jurisdiction. This action shall be marked CLOSED.

IT IS SO ORDERED.

March 28, 2019

s\Cathy Bissoon

Cathy Bissoon

United States District Judge

cc (via U.S. First Class Mail):

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